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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|-----------------------------|---|-----------------------------------|
| UNITED STATES OF AMERICA, |) | CR 07-0428 MMC |
| |) | |
| Plaintiff, |) | STIPULATION AND [PROPOSED] ORDER |
| |) | CONTINUING FURTHER STATUS / TRIAL |
| v. |) | SETTING DATE |
| |) | |
| CARMAN CHAN and PAUL LEUNG, |) | |
| |) | |
| Defendants. |) | |
| _____ |) | |

On September 26, 2007, the parties appeared before the Court for a Further Status Conference, represented that both parties were still reviewing discovery, and requested a further date for Status / Trial date. Since the last appearance, the parties have met to discuss pre-trial disposition for both defendants and continue to work towards that end. The parties now represent that a two week continuance for the Status / Trial date will afford the parties the necessary time to exchange pertinent materials and continue discussions concerning pre-trial disposition prior to appearing before the Court. To afford counsel time to engage in meaningful review of materials and discussion, the parties stipulate that time should be excluded from

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October 31, 2007 through November 14, 2007 for effective preparation of counsel, taking into account the exercise of due diligence. See 18 U.S.C. §§ 3161(h)(8)(A), 3161(h)(8)(B)(iv).

SO STIPULATED:

SCOTT N. SCHOOLS
United States Attorney

DATED: October 30, 2007

/s/
DENISE MARIE BARTON
Assistant United States Attorney

DATED: October 30, 2007

/s/
GARRICK LEW
Attorney for CARMAN CHAN

DATED: October 30, 2007

/s/
MATTHEW SIROKA
Attorney for PAUL LEUNG

For the foregoing reasons, this matter is continued until November 14, 2007 at 2:30 p.m. Pursuant to the Speedy Trial Act, Title 18 United States Code, sections 3161(h)(8)(A) and 3161(h)(8)(B)(iv), the ends of justice are served by granting the requested continuance, given that failure to do so would deny counsel for the Government reasonable time for effective preparation, taking into account the exercise of due diligence. Accordingly, time shall be excluded from October 31, 2007 through November 14, 2007.

SO ORDERED.

DATED: _____

Honorable Maxine M. Chesney
United States District Court Judge